

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



Calendar

Public Notices

Proposed Regulations

News

EQC Activities

Secretary James Bickford "He will be sorely missed"

James E. Bickford, best known for his efforts to clean up Kentucky, passed away on Oct. 25 following a five-month fight with cancer. Gov. Paul Patton appointed Bickford, a retired brigadier general in the U.S. Army, secretary of the Ky. Natural Resources and Environmental Protection Cabinet on Dec. 6, 1995.

After his appointment as secretary, Bickford set his primary focus on solid waste issues in the state. Among his accomplishments were the campaigns against straight sewer pipes and illegal dumps, the collection and disposal of millions of waste tires, the regulation of large confined animal operations and passage of legislation to improve logging operations in the state.

Bickford was raised in Harlan County and had a special kinship with the region. "I am from Harlan County and proud to call it home and proud to be an Eastern Kentuckian," he recently told a group in London. He may best be known for his innovative partnership with U.S. Representative "Hal" Rogers, R-Somerset, in creating the PRIDE program. PRIDE (Personal Responsibility In a Desirable Environment) targets straight sewer pipes, illegal dumps and environmental education initiatives in a 40-county area of eastern Kentucky.

Bickford often spoke of the need for all Kentuckians to take responsibility for their actions. He lobbied for universal garbage collection during past legislative sessions. "Statewide universal solid waste collection will do more than anything else to stop illegal dumping," Bickford said. "I would love to reach a point when we no longer need to set aside a special week to clean up Kentucky because it would already be free from illegal dumps and roadside litter."

He was also instrumental in protecting Kentucky's most unique natural resources including Black Mountain, the state's highest peak, the old-growth Blanton Forest and the Pine Mountain Settlement School. James Bickford received more than 4,000 letters in support of protecting Pine Mountain Settlement School from a coal mining operation seeking to expand near the school. In 2001, Bickford declared 2,364 acres of land on Pine Mountain off-limits to mining. "The school is truly special and deserving of protection, which is why surface mining in the area is being prohibited," Bickford said.

Gov. Paul Patton praised the work of James Bickford and stated "Secretary Bickford has been one of the most successful secretaries in the history of the Natural Resources Cabinet. He provided leadership to one of the most controversial cabinets in state government. For seven years, he maintained the respect of the business community and environmentalists, and kept the interest of the Commonwealth foremost with his honesty, straight forwardness and sense of fairness. He made a tremendous contribution to our administration and to the Commonwealth. He will be sorely missed."

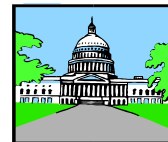
Quotes from the EQC Commissioners praising Sec. Bickford

Visit the EQC Web Site at <http://www.kyegc.net>

In this Issue:



EQC Commissioners
Praise Sec. Bickford
- pg. 2



Henry C. List named Sec.
of the Natural Resources
& Env. Protection Cabinet
- pg. 3



New Landfill Remediation
Fee Regulations - pg.5



EQC Nov. 8 Meeting -
Ecotourism Roundtable
- pg. 6

Contact EQC

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#)

[Public Notices](#)

[Proposed Regulations](#)

[News](#)

[EQC Activities](#)

EQC Praises Secretary James Bickford

"We have lost a friend of the environment and the EQC, a proud Kentuckian who loved this state and grieved for its problems and failures. Secretary James Bickford was an honest and straightforward man, without guile or political ambition; he just wanted to make Kentucky a cleaner, safer and healthier place for all Kentuckians. We will miss him terribly, and we will work harder for having known him."

Aloma Willams Dew, Chair

"One of General Bickford's finest qualities in his role as secretary of natural resources was his genuine interest in the welfare of the citizens of this state, his willingness to listen to their complaints and to take action to solve their problems."

Betsy Rudd Bennett, Vice Chair

"James E. Bickford tackled some of the toughest environmental challenges in the state. He did it with vision, leadership and integrity. Kentucky is a better place because of him."

Leslie Cole, Director

"Secretary Bickford was such an inspiration in our work with the PRIDE program. He truly loved all of Kentucky, but recognized the beauty of the hills of Eastern Kentucky and wanted them to be particularly clean for all to enjoy."

Jean M. Dorton

"No doubt, many will miss Secretary Bickford. He always seemed to have an intuitive sense of what was best for Kentucky. He was willing to tackle an issue when others would have walked away. His effort was what PRIDE was all about."

Gary Revlett

"His was a tough job but he did listen to the people as well as industry. I liked the way Secretary Bickford didn't mince words when addressing problems. His record of accomplishments shows that he took his role as protector of the environment seriously."

Patty Wallace

"General Bickford was a genuine role model for all of us. A true American hero, who throughout his life fought for the injustice in the world. He knew right from wrong and listened to everyone around him with genuine interest in what they had to say. Environmental problems were his most recent battlefield that he was beginning to win. His short time with us all has greatly influenced us and deepened our commitment to win this battle!!"

Robert L. Riddle

[In the News](#)



Forest fire season began October 1.

Kentucky's fall forest fire hazard season runs through December 15. During this time, it is illegal to burn anything in or within 150 feet of any woodland or brushland except between the hours of 6 p.m. and 6 a.m. Read the current forest fire status report at <http://www.environment.ky.gov/nrepc/dnr/forestry/currentfire.asp>. For more information, contact the Ky. Division of Forestry at 1-800-866-0555.

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#)

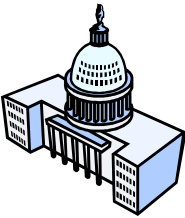
[Public Notices](#)

[Proposed Regulations](#)

[News](#)

[EQC Activities](#)

Hank List Appointed Secretary of NREPC



Gov. Paul Patton has named Henry Clay "Hank" List secretary of the Natural Resources and Environmental Protection Cabinet. List follows the late James E. Bickford as secretary of the cabinet. "I'm pleased we had available inside the cabinet an individual with Hank's outstanding background, knowledge and leadership abilities to carry forward both the important initiatives and reputation for fair and honest work that Jim Bickford had worked so diligently on for the past seven years," said Gov. Patton. List was appointed deputy secretary of the cabinet in June, 2001.

"I want to continue the programs started by Jim Bickford and Gov. Patton, including cleaning up illegal dumps, straight pipes, implementation of solid waste legislation and brownfields regulations and the cleanup of the Paducah Gaseous Diffusion Plant," List said.

Hank List served as the state representative from the 79th district from 1978-1984 and as a governmental affairs representative for Kentucky Utilities Company and Louisville Gas and Electric. In 1999, he was named director of public affairs for Kentucky Utilities/Louisville Gas and Electric.

NASA Grant Will Fund Satellite Mapping of Kentucky



According to an article in the Oct. 20 Lexington *Herald-Leader*, the state has received a \$1.2 million grant from NASA to create a digital portrait of the state with satellites. The Kentucky Landscape Snapshot will show how the state has changed over time. The first map, which will concentrate on forests and agricultural areas, will be finished by Spring 2003. The second map will focus on urban areas and the third will show changes in development. The digital maps will show things such as how much of an area is covered by hard surfaces, such as parking lots. That data can help watershed planners determine whether a large new development could cause flooding. Commercial applications include showing the value of timber in a forest or the health of an agricultural crop. All the information gathered by the project will eventually be freely available on the Internet. *For more information contact: Susan C. Lambert, (502) 573-0342 or at susan.lambert@mail.state.ky.us*

CONFERENCE CALENDAR

Nov. 9 - Maxey Flats Disposal Site Open House, Hillsboro (10 a.m. to 3 p.m. - rain or shine). *Contact: Omar Heath (606) 784-6612.*

Nov. 18 - Ky. National Earthquake Hazard Reduction Program Seismic Hazard & Design Maps Workshop. Lexington. *Contact: Mandy Long, (859) 257-5500.*

Nov. 20 - Governor's Executive Summit on Homeland Security: Prevention & Protective Measures. Executive Inn Rivermont, Owensboro. *Contact: Shirley Rodgers, (502) 564-1209 or visit <http://homelandsummit.ky.gov>*

Nov. 21 - Ky. Long-Term Policy Research Center's Annual Conference: Living in a Changed World - Assessing the Homeland Security Threat and Long Term Implications for Kentucky. Executive Inn Rivermont, Owensboro. *Visit: <http://www.kltprc.net>*

Dec. 7 - Issues in Wildlife Conservation: A Professional Development Program for P-12 Educators. Louisville Zoo /Louisville Science Center. Topic: Understanding Primates. *Contact: Stephanie Jenkins at swjenk2@uky.edu.*

Dec. 10 - Understanding the True Costs of Coal. Kentuckians for the Commonwealth, Whitesburg. *Contact: Kevin Pentz or Bill Andy Farley (606) 632-0051.*

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#) [Public Notices](#) [Proposed Regulations](#) [News](#) [EQC Activities](#)

PUBLIC NOTICES/HEARINGS - PERMITS

Ky. Division of Water - Water Discharge Permits/Public Notices

Contact: Pam Horne, (502) 564-3410 or see Web site: <http://water.nr.state.ky.us/dow/public.htm>

- **108 KPDES Water Discharge Permits.** (Public notice 2002-25 through 33).
- **Coal Mining Operations** - Notice of issuance of KPDES General Permit No. KYG0400000 for coal mining operations. Contact: Larry Sowder or Courtney Seitz, (502) 564-3410.
- **Dupont De Nemours, Inc.**, Wurtland (Greenup Co.) - Permit - 90 day extension - modification of the wastewater treatment plant design flow from 0.03 mgd to 0.02 mgd (KY 0027201).
- **Carr Creek Lake**, Littcarr (Knott Co.) - Modification of the wastewater treatment plant design flow from 0.03 mgd to 0.02 mgd (KY 0027201).

Ky. Division of Waste Management - Solid Waste Notices

Contact: Anita Young, Div. of Waste Management (502) 564-6716.

- **AK Steel Corp. - Ashland Works - Norton Landfill**, Ashland (Boyd Co.) - Extend the expiration date of the Norton Landfill to Oct. 2006 (#010-00011).
- **Dow Corning Corp.**, Carrollton (Carroll Co.) - Extend the expiration date of permit to Dec. 8, 2007 (#021-00008).
- **IMCO Recycling Inc.**, Morgantown (Butler Co.) - Extend the expiration date of permit for residual landfill to July 30, 2007 (#016-00004).
- **Westvaco Kentucky LP**, Carlisle Co. - Extend expiration date of permit for residual landfill to Dec. 31, 2004 (#020-00001).
- **Westvaco Kentucky LP**, Wickliffe (Ballard Co.) - Extend expiration date of permit for residual landfill to July 19, 2004 (#004-00004).
- **Paducah Gaseous Diffusion Plant - U. S. Dept. of Energy**, Grahamville (McCracken Co.) - Draft modification to the construction/operation permit to increase the annual tonnage placed in landfill to 100,000 tons/year of nonhazardous waste (#004-00004).
- **West Ken Landfill**, Greenville (Muhenlenberg Co.) - Extend expiration date of permit for landfill to June 30, 2005 (#089-00015).

Ky. Division of Waste Management - Hazardous Waste Notices

Contact: Mary Ann Goins, Div. of Waste Management (502) 564-6716.

- **Western Ky. University** - Bowling Green (Warren Co.) - Tentative approval of variance request for on-site manifesting requirements.
- **Rohm & Haas Co.**, Louisville (Jefferson Co.) - Tentative approval of BFI trial burn plan.
- **Goodrich Corp.**, Calvert City (Marshall Co.) Tentative approval of post-closure renewal permit.

Ky. Division of Waste Mgmt. - Underground Storage Tanks

Contact: Ramendra Dutta, Div. of Waste Management, (502) 564-3410.

- **Metropolitan Sewer District (Louisville)**, Jefferson Co. (2364-056).
- **Stillwell Property (Covington)**, Kenton Co. (2012-059).
- **Former Rich Oil #7203 (Russell)**, Greenup Co. (7909-045).

[*Continue viewing Public Notices*](#)

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#)

[Public Notices](#)

[Proposed Regulations](#)

[News](#)

[EQC Activities](#)

PUBLIC NOTICES/HEARINGS - PERMITS (cont.)

[Ky. Division for Air Quality - Public Notices](#)

Contact: George Day, Div. for Air Quality, (502) 573-3382.

- **Renew Conditional Major Permit** - Sargent & Greenleaf, Nicholasville (Jessamine Co.).
- **Conditional Major Source Construction/Operating Permit (Title V does not apply)** - Federal Mogul Corp., Glasgow (Barren Co.).
- **Prevention of Significant Deterioration Construction/Operating Permit** - Atofina Chemicals Inc., Calvert City (Marshall Co.).
- **Significant Revision at a Title V Source** - Atofina Chemicals Inc. Calvert City (Marshall Co.).

PROPOSED STATE REGULATIONS

- **Water Quality - Proposed amended KPDES regulations:** 401 KAR 5:002, 5:005, 5:057, 5:060, 5:065, 5:070, 5:075. See <http://water.nr.state.ky.us/dow/regs.htm>. Contact: Ron Price (502) 564-3410.
- **Air Quality - MACT regulation amendment:** 401 KAR 63:105 requirements for control technology for determinations for major sources in accordance with Clean Air Act section 112(g) and (j). Contact: Jonathan Scheibly (502) 573-3382.
- **Waste Management - Emergency regulation changing definition relating to UST's:** 401 KAR 42:005 - change the definition of cathodic protection tester to match the federal regulation's definition. There is a shortage of individuals who are qualified testers under the current state definition. This shortage has caused many tanks to go untested creating an imminent threat to public health, safety or welfare. Contact: Ramendra Dutta (502) 564-3410
- **Waste Management - Notice of Intent for definition relating to UST's:** 401 KAR 42:005 to replace emergency regulation. Public hearing Nov. 21, 10 a.m., Room 188, Capitol Annex, Frankfort. Contact: Ramendra Dutta (502) 564-3410
- **Waste Management - Administrative procedures relating to environmental remediation fee:** 401 KAR 4:095. Administrative procedures relating to the remittance of \$1.75/ton environmental remediation fee at landfills. Public Hearing Nov. 25, 10 a.m, Room 125, Capitol Annex. Contact Brad Stone, (502) 564-6716.

FEDERAL NOTICES

- **Environmental Assessment for the Recovery of Freshwater Mussels in the Big South Fork River** - National Park Service Environmental Assessment for the recovery of freshwater mussels in the free flowing reach of the Big South Fork of the Cumberland River. See <http://www.nps.gov/biso> or contact Tom Blount, (423) 569-2404, ext. 252.
- **Bledsoe Coal Corporation Mining Lease** - Application for a deep mine coal lease on 3 tracts of land in the Daniel Boone National Forest in Leslie County. Contact: Redbird District: (606) 598-2192.
- **TVA Reservoir Operations Study** - Results of scoping study for alternatives to manage TVA's 35 dams and reservoirs. See www.tva.com or call toll free 888-882-7675.

GRANT ANNOUNCEMENTS

- **Guidance Document and Application Instructions for 2004 319(h) Nonpoint Source Implementation Grant Funds** - \$5 million available for watershed restoration projects. Completed applications are due by February 14, 2003. Document is available at <http://water.nr.state.ky.us/dow/npsguide.htm> or by calling the Div. of Water Nonpoint Source Pollution Control Program at (502) 564-3410.

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#) [Public Notices](#) [Proposed Regulations](#) [News](#) [EQC Activities](#)



Environmental Quality Commission Meeting EcoTourism in Kentucky: A Roundtable Discussion to Move the Pine Mountain Region Forward

Nov. 8, 2002

Pine Mountain Settlement School

The Environmental Quality Commission and the Pine Mountain Settlement School will be sponsoring a Pine Mountain Ecotourism Roundtable at the Pine Mountain Settlement School in Harlan County. Local, state, and federal government officials, as well as representatives of the tourism sector and other community interests, have been invited to participate in this **by-invitation only** roundtable. We see this roundtable as an important next step to developing a balanced, sustainable and responsible tourism strategy for the Pine Mountain Region.

*For more information, contact EQC or visit the EQC Web site at
<http://www.kyegc.net/issues/geotourism/meeting/meeting.html>*

EQC Environmental Poll Update

Total number of votes as of 10/21/02 - 937

This poll is not scientifically valid

Concern about the environment

Very concerned - 73%

Somewhat concerned - 24%

Little or no concern - 3%

Status of environment over past 10 years

Better - 59%

Worse - 22%

Same - 16%

Don't know - 3%

Environmental laws and regulations

Too strict - 38%

Appropriate - 30%

Not strict enough - 30%

No opinion - 2%

Most important problem (ranked)

Water

Air

Waste

Drinking water

Toxics

Loss of natural resources

Coal mining

Greatest need to improve environmental quality (ranked)

Education

Stronger enforcement

Stronger laws

Additional \$ for environmental
programs

Greater industry responsibility

Individual responsibility

Access to information

To take the survey visit the EQC 30th anniversary Web site
at <http://www.kyegc.net/thirty/thirty.htm>

Visit the EQC Web Site at <http://www.kyegc.net>

Kentucky's Environment

The E-Newsletter of the Environmental Quality Commission

November 2002

Volume 18, Issue 5



[Calendar](#)

[Public Notices](#)

[Proposed Regulations](#)

[News](#)

[EQC Activities](#)

Join EQC in celebrating 30 years of protecting Kentucky's environment. Visit the commission's [30th anniversary site](#) today!

EQC Commissioners:

Aloma Dew, Chair, *Owensboro*
Betsy Rudd Bennett, Vice Chair, *Louisville*
Robert Riddle, *Midway*
Serena Williams, *Louisville*
Gary Revlett, *Shelbyville*
Jean Dorton, *Paintsville*
Patty Wallace, *Louisa*

EQC Staff:

Leslie Cole, *Executive Director*
leslie.cole@mail.state.ky.us
Erik Siegel, *Assistant Director*
erik.siegel@mail.state.ky.us
Lola Williamson Lyle, *Research Analyst*
lola.lyle@mail.state.ky.us
Frances Kirchhoff, *Office Manager*
frances.kirchhoff@mail.state.ky.us

The Environmental Quality Commission is a seven-member citizen board that advises officials on environmental matters, provides a public forum for the discussion of issues and monitors environmental conditions. The Environmental Quality Commission welcomes your input. To receive the free EQC newsletter, call (502)564-2150 ext. 160, e-mail EQC@mail.state.ky.us, or write to EQC at 14 Reilly Rd., Frankfort, KY 40601. You can also submit your comments at our Web site at www.kyegc.net.